



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, OMAHA DISTRICT
HELENA REGULATORY OFFICE
10 WEST 15TH STREET, SUITE 2200
HELENA, MONTANA 59626

June 20, 2016

Regulatory Branch
Montana State Program
Corps No. **NWO-2016-01090-MTM**

Subject: Columbia Falls Aluminum Company (Roux Associates) - Soil Borings and Monitoring - Flathead River (Flathead County)

Steve Wright
Columbia Falls Aluminum Company
2000 Aluminum Drive
Columbia Falls, Montana 59912

Dear Mr. Wright:

I am responding to your request for a Department of the Army permit for the above-referenced project. Specifically, you are proposing to construct monitoring wells and soil borings to assess environmental conditions as part of a Remedial Investigation/Feasibility Study of the Columbia Falls Aluminum Company site. The project is located on or near the Flathead River, within Section 34, Township 31 N, Range 20 W, Principal Meridian, Latitude 48.38803°, Longitude -114.13150°, Flathead County, Montana.

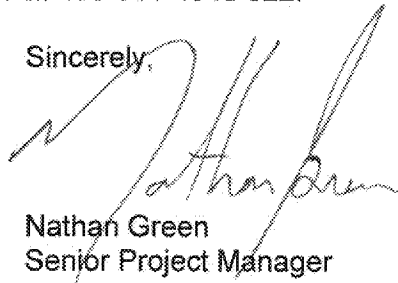
This project has been reviewed in accordance with Section 404 of the Clean Water Act and Section 10 of the Rivers and Harbors Act of 1899. Under the authority of Section 404, Department of the Army (DA) permits are required for the discharge of fill material into waters of the U.S. Waters of the U.S. include the area below the ordinary high water mark of stream channels and lakes or ponds connected to the tributary system, and wetlands adjacent to these waters. Isolated waters and wetlands, as well as man-made channels, may be waters of the U.S. in certain circumstances, which must be determined on a case-by-case basis. Under the authority of Section 10, DA permits are required for structures or work in, over, or under a navigable water of the U.S., or work which affects the course, location, condition or capacity of such waters.

Based on the information you have provided, and a telephone conversation between myself and Mike Cirian, U.S. Environmental Protection Agency (EPA), on June 20, 2016, the proposed work will result in the discharge of dredged or fill material within waters of the United States. However, the proposed work has been directed by EPA under the Comprehensive Environmental Response, Compensation, and Liability Act. **Therefore, a DA permit is not required for this work.** Though a DA permit is not required, we request that you keep the Corps informed on this phase of the project and any future projects that will require work in waters of the U.S.

Although a Department of the Army permit will not be required for this activity, this does not eliminate the requirements that other applicable federal, state, tribal, and local permits are obtained if needed. Please be advised that deviations from the original plans and specifications of this project could require additional authorization from this office.

Please refer to identification number NWO-2016-01090-MTM in any correspondence concerning this project. If you have any questions, please contact me at the Missoula Regulatory Office, 1600 North Avenue West, Suite 105, Missoula, Montana 59801, by email at Nathan.J.Green@usace.army.mil, or telephone at 406-541-4845 322.

Sincerely,

A handwritten signature in black ink, appearing to read "Nathan Green", written over the printed name and title.

Nathan Green
Senior Project Manager

Cc (via email):

Michael Ritorto, Roux Associates (mritorto@rouxinc.com)

Mike Cirian, EPA (cirian.mike@epa.gov)